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Attorneys for Defendants

SELECT PORTFOLIO SERVICING, INC. (erroneously sued as “Select Portfolio Servicing”) and NATIONAL DEFAULT SERVICING CORPORATION

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

DONALD OKADA, an individual

Plaintiff,

vs.

BANK OF AMERICA, N.A.; SELECT
PORTFOLIO SERVICING; NATIONAL
DEFAULT SERVICING CORPORATION
AND; DOES 1-50;

Defendants.

CASE NO. 8:15-cv-00981

**SELECT PORTFOLIO
SERVICING, INC. AND
NATIONAL DEFAULT
SERVICING CORPORATION’S
AMENDED NOTICE OF
MOTION TO DISMISS
PLAINTIFF’S COMPLAINT**

Date: September 21, 2015

Time: 1:30 p.m.

Place: Courtroom 9B

Complaint Filed: May 11, 2015

TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that on **September 21, 2015 at 1:30 p.m.**, or as soon thereafter as the matter may be heard in the above-entitled Court, defendants Select Portfolio Servicing, Inc. and National Default Servicing, Inc. will bring for hearing before the Honorable Cormac J. Carney, United States District Judge in Courtroom 9B of the Ronald Reagan Federal Building and United States Courthouse, 411 West Fourth Street, Santa Ana, California, 92701-4516, a Motion to Dismiss the complaint of plaintiff Donald Okada under Rule 12(b)(6) of the Federal Rules of Civil Procedure.

This motion is based on this Amended Notice of Motion, the Motion to Dismiss, Memorandum of Points and Authorities, and Request for Judicial Notice filed Friday, July 24th (Docs nos. 17 and 18), the pleadings, papers and records on file in this case, and such oral argument as may be presented at any hearing.

This motion is made following the conference of counsel pursuant to L.R. 7-3 which took place on July 16, 2015.

DATED: July 27, 2015

LOCKE LORD LLP

By: /s/ Jonathan S. Lieberman

Conrad V. Sison

Jonathan S. Lieberman

Attorneys for Defendants

SELECT PORTFOLIO SERVICING, INC.
and NATIONAL DEFAULT SERVICING
CORPORATION